

one year and all renewals thereof shall also be limited to one year. The preceding limitation shall not apply to the renewal or extension of any valid water permit granted prior to the effective date of this Act. If it is determined, through monitoring of the permitted withdrawal, that it will endanger the present or future availability of groundwater said permits may be modified or canceled under the provisions of section four hundred fifty-five A point twenty-eight (455A.28) of the Code.

NEW UNNUMBERED PARAGRAPH. When permits are modified or canceled, priority for permits shall be given to applicants or permit holders who utilize such water for agriculture research. Nothing in this paragraph shall give priority to such applicants or permit holders in preference to those classes granted priority under section four hundred fifty-five A point twenty-one (455A.21) of the Code.

Sec. 6. This Act is effective January 1, 1979.

Approved June 12, 1978

CHAPTER 1161

WATERWORKS OPERATOR'S CERTIFICATE

H. F. 566

AN ACT relating to the issuance and expiration of waterworks or waste waterworks operators' certificates.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section four hundred fifty-five B point fifty-eight (455B.58), Code 1977, is amended to read as follows:

455B.58 DURATION. Certificates shall continue in effect ~~for one year~~ from the date of issuance until the following June thirtieth unless sooner revoked by the executive director, but such certificates shall remain the property of the department and the certificate shall so state. The fee for issuance of certificates as determined under section four hundred fifty-five B point sixty-one (455B.61) of the Code shall be prorated on a quarterly basis for any original certificate issued for a period of less than twelve months. A person who fails to renew ~~his a~~ certificate by ~~the expiration date~~ June thirtieth following its issuance shall be allowed to do so ~~within thirty days following its expiration~~ by July

thirty-first, but the board executive director may assess a reasonable penalty as established by rule of the commission.

Approved June 12, 1978

CHAPTER 1162

BEVERAGE CONTAINER DEPOSIT

H. F. 187

AN ACT relating to the control of litter, by regulating the sale and use of certain beverage containers; striking a provision relating to the responsibility for discarding litter from a motor vehicle; and providing a penalty for violations.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:

1. "Beverage" means alcoholic liquor as defined in section one hundred twenty-three point three (123.3), subsection eight (8) of the Code, beer as defined in section one hundred twenty-three point three (123.3), subsection nine (9) of the Code, mineral water, soda water and similar carbonated soft drinks in liquid form and intended for human consumption.

2. "Beverage container" means any sealed glass, plastic, or metal bottle, can, jar or carton containing a beverage.

3. "Consumer" means any person who purchases a beverage in a beverage container for use or consumption.

4. "Dealer" means any person who engages in the sale of beverages in beverage containers to a consumer.

5. "Distributor" means any person who engages in the sale of beverages in beverage containers to a dealer in this state, including any manufacturer who engages in such sales.

6. "Manufacturer" means any person who bottles, cans, or otherwise fills beverage containers for sale to distributors or dealers.

7. "Director" means the executive director of the department of environmental quality.

8. "Department" means the department of environmental quality.

9. "Commission" means the solid waste disposal commission of the department of environmental quality.

Sec. 2. NEW SECTION. REFUND VALUES.

1. Except purchases of alcoholic liquor as defined in